IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Writ Petition No. 8813 of 2005

Shri Mauli Sahakari Doodh
Vyavsaik Sanstha Maryadit ..Petitioner

vs.

1. Proposed Maulti Mahila
Sahakari Doodh Vyavsaik
Sanstha Maryadit and ors. ..Respondents

Shri S.S.Redekar for petitioner
Shri P.D.Dalvi for respondent no.1.

CORAM: S.B.MHASE J.
9th March, 2006

P.C.

1. Heard.

2. The petitioner is the existing milk dairy society. Respondent no.1 is the proposed society. While permission to collect milk was granted the petition was filed. However, learned counsel Shri Dalvi for the respondents reports that registration certificate has been granted. Under these circumstances the order of registration is appellable order under sec.152 of the Maharashtra Cooperative Societies Act and there is an alternate efficacious remedy available to the petitioner. In view of this learned counsel for the petitioners states that leave to withdraw the petition may be granted with

liberty to raise all objections and grounds taken in the petition in the appeal to be considered by the Registrar under sec.152 of the Cooperative Societies Act. Leave granted. Petition is allowed to be withdrawn with liberty to raise all contentions as are raised in the present petition in the appeal before the Registrar under the M.C.S.Act. Petition is disposed of accordingly.

(S.B.MHASE J.)